Case:16-06117-jwb Doc #:308 Filed: 07/15/2021 Page 1 of 18

UNITED STATES BANKRUPTCY COURT WESTERN DISTRICT OF MICHIGAN GRAND RAPIDS DIVISION

| In re: | § | Case No. 16-06117-JWB | |
|----------------------|---|-----------------------|--|
| | § | | |
| TAMARACK DEVELOPMENT | § | | |
| ASSOCIATES, LLC | § | | |
| | § | | |
| Debtor(s) | 8 | | |

CHAPTER 7 TRUSTEE'S FINAL ACCOUNT AND DISTRIBUTION REPORT CERTIFICATION THAT THE ESTATE HAS BEEN FULLY ADMINISTERED AND APPLICATION TO BE DISCHARGED (TDR)

Kelly M. Hagan, chapter 7 trustee, submits this Final Account, Certification that the Estate has been Fully Administered and Application to be Discharged.

- 1) All funds on hand have been distributed in accordance with the Trustee's Final Report and, if applicable, any order of the Court modifying the Final Report. The case is fully administered and all assets and funds which have come under the trustee's control in this case have been properly accounted for as provided by law. The trustee hereby requests to be discharged from further duties as a trustee.
- 2) A summary of assets abandoned, assets exempt, total distributions to claimants, claims discharged without payment, and expenses of administration is provided below:

Assets Abandoned: \$35,736.00 Assets Exempt: NA

(without deducting any secured claims)

Total Distributions to Claims Discharged

Claimants: \$468,282.80 Without Payment: NA

Total Expenses of

Administration: \$235,535.41

3) Total gross receipts of \$703,818.21 (see **Exhibit 1**), minus funds paid to the debtor(s) and third parties of \$0.00 (see **Exhibit 2**), yielded net receipts of \$703,818.21 from the liquidation of the property of the estate, which was distributed as follows:

| | CLAIMS SCHEDULED | CLAIMS ASSERTED | CLAIMS ALLOWED | CLAIMS PAID |
|--------------------------|---------------------|--------------------|-------------------|----------------|
| 0 101 : | SCHEDULED | ASSERTED | ALLOWED | FAID |
| Secured Claims | | | | |
| (from Exhibit 3) | \$5,165,311.33 | \$1,238,757.43 | \$37,738.34 | \$37,738.34 |
| Priority Claims: | | | | |
| Chapter 7 | | | | |
| Admin. Fees and | NA | \$200,100.78 | \$200,100.78 | \$200,100.78 |
| Charges | | | | |
| (from Exhibit 4) | | | | |
| Prior Chapter | | | | |
| Admin. Fees and | NA | \$35,434.63 | \$35,434.63 | \$35,434.63 |
| Charges (from | | | | |
| Exhibit 5) | | | | |
| Priority | | | | |
| Unsecured | \$151,336.00 | \$257,194.91 | \$0.00 | \$0.00 |
| Claims | | | | |
| (From Exhibit 6) | | | | |
| General Unsecured | | | | |
| Claims (from | \$16,408,117.12 | \$21,078,379.90 | \$20,889,001.48 | \$430,544.46 |
| Exhibit 7) | | | | |
| Total | | | | |
| Disbursements | \$21,724,764.45 | \$22,809,867.65 | \$21,162,275.23 | \$703,818.21 |

- 4). This case was originally filed under chapter 11 on 12/06/2016. The case was converted to one under Chapter 7 on 10/17/2017. The case was pending for 44 months.
- 5). All estate bank statements, deposit slips, and canceled checks have been submitted to the United States Trustee.
- 6). An individual estate property record and report showing the final accounting of the assets of the estate is attached as Exhibit 8. The cash receipts and disbursements records for each estate bank account, showing the final accounting of the receipts and disbursements of estate funds is attached as Exhibit 9.

Pursuant to Fed R Bank P 5009, I hereby certify, under penalty of perjury, that the foregoing report is true and correct.

By: /s/ Kelly M. Hagan Trustee Dated: <u>06/29/2021</u>

STATEMENT: This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.

Case:16-06117-jwb Doc #:308 Filed: 07/15/2021 Page 3 of 18

EXHIBITS TO FINAL ACCOUNT

EXHIBIT 1 – GROSS RECEIPTS

| DESCRIPTION | UNIFORM TRAN. CODE | AMOUNT RECEIVED |
|---|-----------------------|--------------------|
| Tamarack Lodge 2035 U.S. Highway 31 North, Traverse City, MI (unsold portions of Units 1-33 in East Bay Township, Grand | 1110-000 | \$50,000.00 |
| Rents from units owned (asset 12) | 1122-000 | \$145,141.33 |
| Chemical Bank Checking DEBTOR-IN-POSSESSION | 1129-000 | \$832.97 |
| Huntington Bank Business Checking Checking 8398 | 1129-000 | \$454.52 |
| Huntington Bank CD #9942 | 1129-000 | \$5,648.84 |
| lawnmower, tools, miscellaneous parts inventory | 1129-000 | \$500.00 |
| Lobby Furniture, artwork, accessories | 1129-000 | \$2,000.00 |
| Office equipment, computer equipment, communication systems, software, wifi, cash registers | 1129-000 | \$2,500.00 |
| PNC Bank Business checking, joint with Richard C Hermann #8023 | 1129-000 | \$1,032.35 |
| PNC Bank Tax Escrow 6505 | 1129-000 | \$75,054.20 |
| Tamarack Lodge Sign | 1129-000 | \$0.00 |
| Unused DIP retainer | 1129-000 | \$1,500.00 |
| Avoidable transfers to law firms | 1241-000 | \$14,800.00 |
| Chapter 5 avoidance claims | 1241-000 | \$329,000.00 |
| Transfer to AMEX | 1241-000 | \$75,354.00 |
| TOTAL GROSS RECEIPTS | | \$703,818.21 |

The Uniform Transaction Code is an accounting code assigned by the trustee for statistical reporting purposes.

EXHIBIT 2 – FUNDS PAID TO DEBTOR & THIRD PARTIES NONE

EXHIBIT 3 – SECURED CLAIMS

| CLAIM NUMBER | CLAIMANT | UNIFORM TRAN. CODE | CLAIMS SCHEDULED | CLAIMS ASSERTED | CLAIMS ALLOWED | CLAIMS PAID |
|-----------------|--|-----------------------|---------------------|--------------------|-------------------|----------------|
| 1 | East Bay Charter Township | 4110-000 | \$0.00 | \$118,234.27 | \$0.00 | \$0.00 |
| 26 | Huntington National Bank, | 4110-000 | \$0.00 | \$947,431.51 | \$0.00 | \$0.00 |
| 36 | Grand Traverse County Treasurer | 4110-000 | \$0.00 | \$135,353.31 | \$0.00 | \$0.00 |
| | PNC Bank, National Association | 4110-000 | \$0.00 | \$27,693.02 | \$27,693.02 | \$27,693.02 |
| | Tamarack Lodge Condominium Association | 4120-000 | \$0.00 | \$10,045.32 | \$10,045.32 | \$10,045.32 |

| American Express Bank, FSB | 4110-000 | \$120,207.28 | \$0.00 | \$0.00 | \$0.00 |
|-----------------------------------|----------|--------------|--------|--------|--------|
| Comodore Homes, LLC | 4110-000 | \$86,789.00 | \$0.00 | \$0.00 | \$0.00 |
| Comodore Homes, LLC | 4110-000 | \$395,586.00 | \$0.00 | \$0.00 | \$0.00 |
| Daniel M & Barbara Webster | 4110-000 | \$572,278.00 | \$0.00 | \$0.00 | \$0.00 |
| FC Real Estate Retirement Plan | 4110-000 | \$29,636.00 | \$0.00 | \$0.00 | \$0.00 |
| FC Real Estate Retirement Plan | 4110-000 | \$113,025.00 | \$0.00 | \$0.00 | \$0.00 |
| Financial Pacific Leasing, Inc | 4110-000 | \$3,300.00 | \$0.00 | \$0.00 | \$0.00 |
| Howard Melam Family LtdPship | 4110-000 | \$56,512.00 | \$0.00 | \$0.00 | \$0.00 |
| Huntington National Bank | 4110-000 | \$381,519.00 | \$0.00 | \$0.00 | \$0.00 |
| Huntington National Bank | 4110-000 | \$152,608.00 | \$0.00 | \$0.00 | \$0.00 |
| Huntington National Bank | 4110-000 | \$419,671.00 | \$0.00 | \$0.00 | \$0.00 |
| Janet L. Boettcher Trust | 4110-000 | \$9,631.00 | \$0.00 | \$0.00 | \$0.00 |
| MI Dept Environ Quality | 4110-000 | \$1.00 | \$0.00 | \$0.00 | \$0.00 |
| MS Holding LP | 4110-000 | \$118,540.00 | \$0.00 | \$0.00 | \$0.00 |
| MS Holding LP | 4110-000 | \$678,148.00 | \$0.00 | \$0.00 | \$0.00 |
| Office of the US Trustee | 4110-000 | \$0.00 | \$0.00 | \$0.00 | \$0.00 |
| PNC Bank | 4110-000 | \$255,506.05 | \$0.00 | \$0.00 | \$0.00 |
| RB Construction | 4110-000 | \$74,089.00 | \$0.00 | \$0.00 | \$0.00 |
| RB Construction | 4110-000 | \$226,049.00 | \$0.00 | \$0.00 | \$0.00 |
| RCH Delaware Investments 1 | 4110-000 | \$177,083.00 | \$0.00 | \$0.00 | \$0.00 |
| Sandz Real Estate Co Inc | 4110-000 | \$44,347.00 | \$0.00 | \$0.00 | \$0.00 |
| Sandz Real Estate Co Inc | 4110-000 | \$226,049.00 | \$0.00 | \$0.00 | \$0.00 |
| View Capital Ventures LP | 4110-000 | \$118,540.00 | \$0.00 | \$0.00 | \$0.00 |
| View Capital Ventures LP | 4110-000 | \$678,148.00 | \$0.00 | \$0.00 | \$0.00 |
| Zisook Enterprises LP | 4110-000 | \$228,049.00 | \$0.00 | \$0.00 | \$0.00 |
| | | | | | |

EXHIBIT 4 – CHAPTER 7 ADMINISTRATIVE FEES and CHARGES

| PAYEE | UNIFORM TRAN. CODE | CLAIMS SCHEDULED | CLAIMS ASSERTED | CLAIMS ALLOWED | CLAIMS PAID |
|--|-----------------------|---------------------|--------------------|-------------------|----------------|
| Kelly M. Hagan, Trustee | 2100-000 | NA | \$38,440.91 | \$38,440.91 | \$38,440.91 |
| Kelly M. Hagan, Trustee | 2200-000 | NA | \$675.40 | \$675.40 | \$675.40 |
| Insurance Partners Agency, Inc. | 2300-000 | NA | \$106.62 | \$106.62 | \$106.62 |
| Pinnacle Bank | 2600-000 | NA | \$244.98 | \$244.98 | \$244.98 |
| U.S. Bankruptcy Court - Western District of Michigan | 2700-000 | NA | \$1,750.00 | \$1,750.00 | \$1,750.00 |
| Resort Funding, LLC | 2820-000 | NA | \$430.00 | \$430.00 | \$430.00 |
| Office of the U.S. Trustee | 2950-000 | NA | \$975.00 | \$975.00 | \$975.00 |
| Beadle Smith, PLC, Attorney for Trustee | 3210-000 | NA | \$142,620.50 | \$142,620.50 | \$142,620.50 |
| Beadle Smith, PLC, Attorney for Trustee | 3220-000 | NA | \$5,013.37 | \$5,013.37 | \$5,013.37 |
| A. L. Mitchell & Associates, Accountant for Trustee | 3410-000 | NA | \$9,844.00 | \$9,844.00 | \$9,844.00 |
| TOTAL CHAPTER 7 CHARGES | ADMIN. FEES AN | ND NA | \$200,100.78 | \$200,100.78 | \$200,100.78 |

EXHIBIT 5 – PRIOR CHAPTER ADMINISTRATIVE FEES and CHARGES

| PAYEE | UNIFORM TRAN. CODE | CLAIMS SCHEDULED | CLAIMS ASSERTED | CLAIMS ALLOWED | CLAIMS PAID |
|--|-----------------------|---------------------|--------------------|-------------------|----------------|
| Wardrop & Wardrop, P.C., Attorney for D-I-P | 6210-160 | NA | \$35,075.00 | \$35,075.00 | \$35,075.00 |
| Wardrop & Wardrop, P.C., Attorney for D-I-P | 6220-170 | NA | \$359.63 | \$359.63 | \$359.63 |
| TOTAL PRIOR CHARAND CHARGES | PTER ADMIN. FEES | NA | \$35,434.63 | \$35,434.63 | \$35,434.63 |

EXHIBIT 6 – PRIORITY UNSECURED CLAIMS

| CLAIM NUMBER | CLAIMANT | UNIFORM TRAN. CODE | CLAIMS SCHEDULED | CLAIMS ASSERTED | CLAIMS ALLOWED | CLAIMS PAID |
|-----------------|------------------------------------|-----------------------|---------------------|--------------------|-------------------|----------------|
| 1a | East Bay Charter Township | 5800-000 | \$0.00 | \$118,234.27 | \$0.00 | \$0.00 |
| 36a | Grand Traverse County Treasurer | 5800-000 | \$0.00 | \$135,353.31 | \$0.00 | \$0.00 |
| 37 | East Bay Charter | 5800-000 | \$0.00 | \$3,607.33 | \$0.00 | \$0.00 |

Case:16-06117-jwb Doc #:308 Filed: 07/15/2021 Page 6 of 18

| Township | | | | | |
|----------------------------------|-----------|--------------|--------------|--------|--------|
| East Bay Charter Township | 5800-000 | \$151,336.00 | \$0.00 | \$0.00 | \$0.00 |
| East Bay Township ASSESSOR | 5800-000 | \$0.00 | \$0.00 | \$0.00 | \$0.00 |
| Internal Revenue Service | 5800-000 | \$0.00 | \$0.00 | \$0.00 | \$0.00 |
| Michigan Dept of Treasury | 5800-000 | \$0.00 | \$0.00 | \$0.00 | \$0.00 |
| TOTAL PRIORITY UNSECURI | ED CLAIMS | \$151,336.00 | \$257,194.91 | \$0.00 | \$0.00 |

EXHIBIT 7 – GENERAL UNSECURED CLAIMS

| CLAIM NUMBER | CLAIMANT | UNIFORM TRAN. CODE | CLAIMS SCHEDULED | CLAIMS ASSERTED | CLAIMS ALLOWED | CLAIMS PAID |
|-----------------|---|-----------------------|---------------------|--------------------|-------------------|----------------|
| 2 | Resort Funding, LLC | 7100-000 | \$0.00 | \$110,000.00 | \$110,000.00 | \$2,267.23 |
| 3A | Vorys, Sater, Seymour and Pease LLP | 7100-000 | \$314,058.00 | \$274,057.72 | \$274,057.72 | \$5,648.63 |
| 4 | American Express Bank, FSB | 7100-000 | \$0.00 | \$112,951.05 | \$112,951.05 | \$2,328.05 |
| 5 | FC Real Estate Retirement Plan | 7100-000 | \$0.00 | \$125,928.00 | \$125,928.00 | \$2,595.52 |
| 5a | FC Real Estate Retirement Plan | 7100-000 | \$0.00 | \$15,775.98 | \$15,775.98 | \$325.17 |
| 6 | FC Real Estate Retirement Plan | 7100-000 | \$190,759.00 | \$173,603.00 | \$173,603.00 | \$3,578.14 |
| 6a | FC Real Estate Retirement Plan | 7100-000 | \$0.00 | \$15,775.42 | \$15,775.42 | \$325.15 |
| 7 | Howard Melam Family Limited Partnership | 7100-000 | \$0.00 | \$40,345.00 | \$40,345.00 | \$831.55 |
| 7a | Howard Melam Family Limited Partnership | 7100-000 | \$0.00 | \$15,775.22 | \$15,775.22 | \$325.14 |
| 8 | Howard Melam Family Limited Partnership | 7100-000 | \$190,759.00 | \$173,603.00 | \$173,603.00 | \$3,578.14 |
| 8a | Howard Melam Family Limited Partnership | 7100-000 | \$0.00 | \$15,775.42 | \$15,775.42 | \$325.15 |
| 9 | Comodore Homes, LLC | 7100-000 | \$0.00 | \$463,350.00 | \$463,350.00 | \$9,550.13 |
| 9a | Comodore Homes, LLC | 7100-000 | \$0.00 | \$15,775.55 | \$15,775.55 | \$325.15 |
| 10 | Huntington National Bank, Trustee | 7100-000 | \$0.00 | \$250,000.00 | \$250,000.00 | \$5,152.76 |

| 11 | View Capital Ventures, L.P. | 7100-000 | \$763,038.00 | \$775,517.00 | \$775,517.00 | \$15,984.23 |
|-----|--|----------|----------------|----------------|----------------|-------------|
| 11a | View Capital Ventures, L.P. | 7100-000 | \$0.00 | \$15,775.93 | \$15,775.93 | \$325.16 |
| 12 | View Capital Ventures, L.P. | 7100-000 | \$0.00 | \$741,738.00 | \$741,738.00 | \$15,288.01 |
| 12a | View Capital Ventures, L.P. | 7100-000 | \$0.00 | \$15,775.66 | \$15,775.66 | \$325.15 |
| 13 | Comodore Homes, LLC | 7100-000 | \$0.00 | \$2,714,179.33 | \$2,714,179.33 | \$55,942.11 |
| 14 | Tamarack Hospitality,LLC | 7100-000 | \$4,505,550.00 | \$4,565,270.00 | \$4,565,270.00 | \$94,095.05 |
| 15 | Tim Cook, Tonya Cook, and David Steffey | 7100-000 | \$1.00 | \$1,981,448.00 | \$1,981,448.00 | \$40,839.74 |
| 16 | Daniel M. and Barbara F. Webster | 7100-000 | \$0.00 | \$570,513.72 | \$570,513.72 | \$11,758.89 |
| 17 | Mokma Excavating, Inc. | 7100-000 | \$190,759.00 | \$189,378.42 | \$189,378.42 | \$3,903.29 |
| 18 | Richard C. Hermann | 7100-000 | \$0.00 | \$17,353.20 | \$17,353.20 | \$357.67 |
| 19 | RB Construction Defined Benefit Plan | 7100-000 | \$476,898.00 | \$282,363.00 | \$282,363.00 | \$5,819.80 |
| 19a | RB Construction Defined Benefit Plan | 7100-000 | \$0.00 | \$15,775.75 | \$15,775.75 | \$325.15 |
| 20 | RB Construction Defined Benefit Plan | 7100-000 | \$0.00 | \$457,671.00 | \$457,671.00 | \$9,433.08 |
| 20a | RB Construction Defined Benefit Plan | 7100-000 | \$0.00 | \$15,775.04 | \$15,775.04 | \$325.14 |
| 21 | Sandz Real Estate Co. Inc. Profit Sharing Plan | 7100-000 | \$286,139.00 | \$252,794.00 | \$252,794.00 | \$5,210.35 |
| 21a | Sandz Real Estate Co. Inc. Profit Sharing Plan | 7100-000 | \$0.00 | \$15,775.89 | \$15,775.89 | \$325.16 |
| 22 | Sandz Real Estate Co. Inc. Profit Sharing Plan | 7100-000 | \$0.00 | \$268,292.00 | \$268,292.00 | \$5,529.78 |
| 22a | Sandz Real Estate Co. Inc. Profit Sharing Plan | 7100-000 | \$0.00 | \$15,775.62 | \$15,775.62 | \$325.15 |
| 23 | Zisook Enterprises, Limited Partnership | 7100-000 | \$0.00 | \$224,480.87 | \$224,480.87 | \$4,626.79 |
| 24 | MS Holding L.P. | 7100-000 | \$763,038.00 | \$775,517.00 | \$775,517.00 | \$15,984.23 |
| - | | | ,020.00 | | , / | , , , |

| 24a | MS Holding L.P. | 7100-000 | \$0.00 | \$15,775.93 | \$15,775.93 | \$325.1 |
|-----|--------------------------------------|----------|----------------|----------------|----------------|------------|
| 25 | MS Holding L.P. | 7100-000 | \$0.00 | \$741,738.00 | \$741,738.00 | \$15,288.0 |
| 25a | MS Holding L.P. | 7100-000 | \$0.00 | \$15,775.66 | \$15,775.66 | \$325.1 |
| 27 | Tim & Tonya Cook | 7100-000 | \$0.00 | \$864,400.68 | \$864,400.68 | \$17,816.2 |
| 28 | David Steffey | 7100-000 | \$1.00 | \$192,465.75 | \$192,465.75 | \$3,966.9 |
| 29 | Arthur & Jacolyn Breithaupt | 7100-000 | \$953,797.00 | \$963,184.93 | \$963,184.93 | \$19,852.2 |
| 30 | Susan K. Fournier | 7100-000 | \$190,759.00 | \$191,986.30 | \$191,986.30 | \$3,957.0 |
| 31 | David K. MacIntosh | 7100-000 | \$381,519.00 | \$383,904.11 | \$383,904.11 | \$7,912.6 |
| 32 | Gary & Diane Money | 7100-000 | \$95,380.00 | \$96,044.52 | \$96,044.52 | \$1,979.5 |
| 33 | Michael R. Radosa | 7100-000 | \$190,759.00 | \$191,986.30 | \$191,986.30 | \$3,957.0 |
| 34 | Janet L. Boettcher | 7100-000 | \$190,759.00 | \$191,815.07 | \$191,815.07 | \$3,953.5 |
| 35 | Janet L. Boettcher | 7100-000 | \$0.00 | \$9,576.44 | \$9,576.44 | \$197.3 |
| 38 | Harlan Bolt | 7100-000 | \$0.00 | \$0.00 | \$0.00 | \$0.0 |
| 39 | Harlan Bolt | 7100-000 | \$190,759.00 | \$200,000.00 | \$200,000.00 | \$4,122.2 |
| 40 | Mokma Excavating, Inc. | 7100-000 | \$0.00 | \$189,378.42 | \$0.00 | \$0.0 |
| 41 | Richard C. Hermann | 7100-000 | \$1,850,000.00 | \$1,116,463.00 | \$1,116,463.00 | \$23,011.4 |
| | AMEX Travel Related Services | 7100-000 | \$0.00 | \$0.00 | \$0.00 | \$0.0 |
| | Citizens Insurance Company | 7100-000 | \$1.00 | \$0.00 | \$0.00 | \$0.0 |
| | Comodore Homes, LLC | 7100-000 | \$1,382,397.00 | \$0.00 | \$0.00 | \$0.0 |
| | Copperfield Investors | 7100-000 | \$2,196,290.00 | \$0.00 | \$0.00 | \$0.0 |
| | Copperfield Investors, LtdP | 7100-000 | \$0.00 | \$0.00 | \$0.00 | \$0.0 |
| | East Bay Development Associate | 7100-000 | \$0.00 | \$0.00 | \$0.00 | \$0.0 |
| | Jonathon & Shannon Money | 7100-000 | \$95,380.00 | \$0.00 | \$0.00 | \$0.0 |
| | Kuhn Rogers PLC | 7100-000 | \$1.00 | \$0.00 | \$0.00 | \$0. |
| | RCH Delaware Investments #1 | 7100-000 | \$5,612.42 | \$0.00 | \$0.00 | \$0.0 |
| | RLC Funding | 7100-000 | \$0.00 | \$0.00 | \$0.00 | \$0.0 |
| | Todd W. Millar | 7100-000 | \$1,160.00 | \$0.00 | \$0.00 | \$0.0 |
| | Tonya Cook and David Steffey | 7100-000 | \$1,002,543.70 | \$0.00 | \$0.00 | \$0.0 |

Case:16-06117-jwb Doc #:308 Filed: 07/15/2021 Page 9 of 18

| TOTAL GENERAL UNSECURED CLAIMS | \$16,408,117.12 | \$21,078,379.9 | \$20,889,001.48 | \$430,544.46 |
|--------------------------------|-----------------|----------------|-----------------|--------------|
| | | 0 | | |

Doc #:308 Filed: 07/15/2021 Page 10 of 18 FORM 1 Case:16-06117-jwb

INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT ASSET CASES

Exhibit 8

Page No: 1

16-06117-JWB Kelly M. Hagan Case No.: Trustee Name: TAMARACK DEVELOPMENT ASSOCIATES, LLC 10/17/2017 (c) Case Name: Date Filed (f) or Converted (c): 11/15/2017 6/29/2021 For the Period Ending: §341(a) Meeting Date: 02/08/2018 Claims Bar Date:

| | 1 | 2 | 3 | 4 | 5 | 6 |
|---------------|--|-----------------------------------|--|--|--|---|
| | Asset Description (Scheduled and Unscheduled (u) Property) | Petition/ Unscheduled Value | Estimated Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs) | Property Abandoned OA =§ 554(a) abandon. | Sales/Funds Received by the Estate | Asset Fully Administered (FA) / Gross Value of Remaining Assets |
| <u>Ref. #</u> | | | | | | |
| 1 | Cash | \$725.00 | \$725.00 | | \$0.00 | FA |
| 2 | PNC Bank Tax Escrow 6505 | \$41,802.31 | \$75,054.20 | | \$75,054.20 | FA |
| 3 | PNC Bank Business checking, joint with Richard C Hermann #8023 | \$1,032.35 | \$1,032.35 | | \$1,032.35 | FA |
| 4 | Huntington Bank Business Checking Checking 8398 | \$394.52 | \$394.52 | | \$454.52 | FA |
| 5 | Huntington Bank CD #9942 | \$5,839.92 | \$5,838.92 | | \$5,648.84 | FA |
| Asset N | Notes: Investigating lien, motion for turn | nover 11/5/18, DN | 203, order 11/21/18, DN205 | | | |
| 6 | Chemical Bank Checking DEBTOR-IN-POSSESSION | \$62.00 | \$832.97 | | \$832.97 | FA |
| 7 | Lobby Furniture, artwork, accessories | \$4,000.00 | \$4,000.00 | | \$2,000.00 | FA |
| Asset N | Notes: Motion for sale 1/15/19, DN212, | order 4/24/19, DN | N228, Report of Sale 6/27/19, 1 | DN260 | | |
| 8 | Office equipment, computer equipment, communication systems, software, wifi, cash registers | \$5,000.00 | \$5,000.00 | | \$2,500.00 | FA |
| Asset N | Notes: Motion for sale 1/15/19, DN212, | order 4/24/19, DN | N228, Report of Sale 6/27/19, 1 | DN260 | | |
| 9 | lawnmower, tools, miscellaneous parts inventory | \$1,000.00 | \$1,000.00 | | \$500.00 | FA |
| Asset N | Notes: motion for sale 1/15/19, DN212, | order 4/24/19, DN | J228, Report of Sale 6/27/19, I | DN260 | | |
| 10 | leased copier | \$10.00 | \$10.00 | | \$0.00 | FA |
| 11 | Tamarack Lodge Sign | \$33,000.00 | \$29,700.00 | | \$0.00 | FA |
| 12 | Tamarack Lodge 2035 U.S. Highway 31 North, Traverse City, MI (unsold portions of Units 1-33 in East Bay Township, Grand Traverse County Condo Development), unsold fractional shares in furnished condos Fractional Ownership in Resort Condominiums \$6,778,340.00 market value | \$6,778,340.00 | \$1,736,536.95 | DN/260 | \$50,000.00 | FA |
| Asset N | | | _ | DN260 | #0 °° | |
| 13 | Web-site and internet domain name | \$1,000.00 | \$1,000.00 | | \$0.00 | FA |
| 14 | Condominium owners lists, Rental guests list | \$1,000.00 | \$1,000.00 | | \$0.00 | FA |

Doc #:308 Filed: 07/15/2021 Page 11 of 18 FORM 1 Case:16-06117-jwb

INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT ASSET CASES

Exhibit 8

Page No: 2

16-06117-JWB Kelly M. Hagan Case No.: **Trustee Name:** 10/17/2017 (c) TAMARACK DEVELOPMENT ASSOCIATES, LLC Case Name: Date Filed (f) or Converted (c): 11/15/2017 For the Period Ending: 6/29/2021 §341(a) Meeting Date: **Claims Bar Date:** 02/08/2018

| | 1 | | 2 | 3 | 4 | 5 | 6 |
|-------|---|-------------------------------|--------------------------------------|--|---|--|--|
| | Asset Description (Scheduled and Unscheduled (u) Property) | | Petition/ Unscheduled Value | Estimated Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs) | Property Abandoned OA = § 554(a) abandon. | Sales/Funds Received by the Estate | Asset Fully Administered (FA) / Gross Value of Remaining Assets |
| 15 | Citizens Insurance Company c/o Peterson McGregor & Associates 1368 Business Park Dr., Traverse City, MI 49686: Commercial General, Automobile, Umbrella, Workers | | \$1.00 | \$1.00 | | \$0.00 | FA |
| 16 | Comp., Property Potential cause of action/accounting of funds transfers between Copperfield Investors Limited Partnership, Debtor and respective lenders | (u) | Unknown | \$1.00 | | \$0.00 | FA |
| Asset | Notes: Asset listed on amend | led A/B, DN | 40 | | | | |
| 17 | counterclaims in Cook/Steffey litigation | (u) | \$0.00 | \$1.00 | OA | \$0.00 | FA |
| 18 | Possible claim against D & O policy | (u) | \$0.00 | \$1.00 | | \$0.00 | FA |
| 19 | Transfer to AMEX | (u) | \$0.00 | \$75,354.00 | | \$75,354.00 | FA |
| Asset | Notes: Compromise resolvin | g Adversary | Proceeding, 18-8 | 30072, p/o 8/8/18, DN188 | | · | |
| 20 | Rents from units owned (asset 12) | | \$0.00 | \$18,302.93 | | \$145,141.33 | FA |
| 21 | Unused DIP retainer | | \$0.00 | \$1,500.00 | | \$1,500.00 | FA |
| Asset | Notes: Retainer/payment of | \$20,000 liste | d on SOFA | | | | |
| 22 | Avoidable transfers to law firms | (u) | \$0.00 | \$14,800.00 | | \$14,800.00 | FA |
| Asset | Kuhn Rogers, PLC, \$ Swogger, Bruce & M | | | /o 8/9/18, DN189 | | | |
| 23 | Chapter 5 avoidance claims | (u) | \$0.00 | \$300,000.00 | | \$329,000.00 | FA |
| Asset | \$300,000, settlement s Silverman & Morris A | motion 1/15/ Adv. Proc. 18 | /19, DN212, orde 8-80073 (Richard | verness, Cooper, Hospitality, r 4/24/19, DN228 C. Hermann), \$19,000, settler settlement p/o 5/28/19, DN247 | ment p/o 5/28/19, DN247 | vare) Adv. Prov. 18-801 | 40, |

TOTALS (Excluding unknown value)

Gross Value of Remaining Assets \$703,818.21 \$0.00

\$6,873,207.10 \$2,272,085.84

Major Activities affecting case closing:

| 9 | |
|------------|--|
| 12/17/2019 | Dividends paid pursuant to Order for Payment of Dividends. KMH |
| 11/05/2019 | Trustee's Final Report submitted to UST. KMH |
| 10/24/2019 | Case closing in progress. KMH |
| 08/08/2019 | Review for closing after payment of professional fees. KMH |
| 05/28/2019 | Settlement/sale approved; settlement with Strategic Funding approved. KMH |
| 04/05/2019 | Motion to approve settlement set for hearing end of April. KMH |
| 01/05/2019 | Three adversary proceedings successfully mediated. KMH |
| 10/31/2018 | Additional adversary proceedings filed. KMH |
| 10/28/2018 | Continue to resolve outstanding adversary proceedings and to liquidate assets. KMH |
| | |

Doc #:308 Filed: 07/15/2021 Page 12 of 18 FORM 1 Case:16-06117-jwb

INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT ASSET CASES

Page No: Exhibit 8

16-06117-JWB Kelly M. Hagan Case No.: **Trustee Name:** TAMARACK DEVELOPMENT ASSOCIATES, LLC 10/17/2017 (c) Case Name: Date Filed (f) or Converted (c): For the Period Ending: 6/29/2021 §. C

| * * | |
|----------------------|-------------------|
| 341(a) Meeting Date: | <u>11/15/2017</u> |
| Claims Bar Date: | 02/08/2018 |
| | |

| 1 | 2 | 3 | 4 | 5 | 6 |
|--|-----------------------------------|--|--|--|--|
| Asset Description (Scheduled and Unscheduled (u) Property) | Petition/ Unscheduled Value | Estimated Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs) | Property Abandoned OA =§ 554(a) abandon. | Sales/Funds Received by the Estate | Asset Fully Administered (FA) / Gross Value of Remaining Assets |

06/28/2018 Settlement reached with AMEX and one law firm; continuing to pursue other claims. KMH 05/09/2018 Adversary proceedings filed against AMEX and Strategic Nationwide Funding. KMH 05/04/2018 Discovery continues into the debtor's assets and liabilities. KMH 01/29/2018 Units available for rent; investigating assets and possible chapter 5 claims. KMH 11/06/2017 Investigate assets and liabilities. KMH

11/01/2019 **Initial Projected Date Of Final Report (TFR):** 12/31/2019 **Current Projected Date Of Final Report (TFR):**

/s/ KELLY M. HAGAN

KELLY M. HAGAN

Doc #:308 Filed: 07/15/2021 Page 13 of 18 FORM 2 Case:16-06117-jwb

CASH RECEIPTS AND DISBURSEMENTS RECORD

Exhibit 9

Page No: 1

16-06117-JWB Kelly M. Hagan Case No. Trustee Name: TAMARACK DEVELOPMENT ASSOCIATES, LLC Pinnacle Bank Case Name: Bank Name: <u>******0060</u> **-***5033 Primary Taxpayer ID #: Checking Acct #: Checking Co-Debtor Taxpayer ID #: **Account Title:**

\$2,000,000.00 12/6/2016 For Period Beginning: Blanket bond (per case limit):

For Period Ending: 6/29/2021 Separate bond (if applicable):

| For Period Endir | ng: | 6/29/2021 | | Separate bond (if applicable): | | | | | |
|---------------------|-------------------|---|---|--------------------------------|---------------|--------------------|--------------|--|--|
| 1 | 2 | 3 | 4 | | 5 | 6 | 7 | | |
| Transaction Date | Check / Ref. # | Paid to/ Received From | Description of Transaction | Uniform Tran Code | Deposit \$ | Disbursement \$ | Balance | | |
| 11/09/2017 | (6) | Tamarack Development Assoc. LLC | DIP bank account monies | 1129-000 | \$832.97 | | \$832.97 | | |
| 12/04/2017 | | Pinnacle Bank | Pinnacle Analysis | 2600-000 | | \$0.91 | \$832.06 | | |
| 01/08/2018 | | Pinnacle Bank | Pinnacle Analysis | 2600-000 | | \$1.17 | \$830.89 | | |
| 01/24/2018 | (3) | PNC Bank fbo Tamarack | Bank account funds | 1129-000 | \$1,032.35 | | \$1,863.24 | | |
| 01/24/2018 | (11) | PNC Bank fbo Tamarack Development | need to reprint | 1129-000 | \$1,032.35 | | \$2,895.59 | | |
| 01/29/2018 | | Transfer To: #*****0063 | Moving escrowed money to escrow account | 9999-000 | | \$1,032.35 | \$1,863.24 | | |
| 01/30/2018 | (11) | DEP REVERSE: PNC Bank fbo Tamarack | need to reprint | 1129-000 | (\$1,032.35) | | \$830.89 | | |
| 01/30/2018 | | Transfer From: #*****0063 | transfer back to the checking account due to deposit reversal | 9999-000 | \$1,032.35 | | \$1,863.24 | | |
| 02/06/2018 | | Pinnacle Bank | Pinnacle Analysis | 2600-000 | | \$1.72 | \$1,861.52 | | |
| 03/05/2018 | | Pinnacle Bank | Pinnacle Analysis | 2600-000 | | \$2.71 | \$1,858.81 | | |
| 03/30/2018 | | Pinnacle Bank | Pinnacle Analysis | 2600-000 | | \$3.00 | \$1,855.81 | | |
| 04/30/2018 | | Pinnacle Bank | Pinnacle Analysis | 2600-000 | | \$2.90 | \$1,852.91 | | |
| 05/29/2018 | | Transfer To: #*****0063 | transfer to escrow account | 9999-000 | | \$1,032.35 | \$820.56 | | |
| 05/31/2018 | | Pinnacle Bank | Pinnacle Analysis | 2600-000 | | \$2.93 | \$817.63 | | |
| 06/29/2018 | | Pinnacle Bank | Pinnacle Analysis | 2600-000 | | \$1.28 | \$816.35 | | |
| 07/16/2018 | (19) | AMEX | litigation settlement, Adversary Proceeding 18-80072, p/o 8/8/18, DN188 | 1241-000 | \$75,354.00 | | \$76,170.35 | | |
| 07/26/2018 | (22) | Kuhn Rogers PLC | Litigation settlement, p/o 8/9/18, DN190 | 1241-000 | \$7,300.00 | | \$83,470.35 | | |
| 07/30/2018 | (20) | Tamarack Hospitality LLc | Rental income | 1122-000 | \$18,302.93 | | \$101,773.28 | | |
| 07/30/2018 | (21) | Wardrop & Wardrop | unused retainer | 1129-000 | \$1,500.00 | | \$103,273.28 | | |
| 07/31/2018 | | Pinnacle Bank | Pinnacle Analysis | 2600-000 | | \$61.64 | \$103,211.64 | | |
| 08/23/2018 | (4) | Huntington National Bank | remaining funds Huntington acct 8398 | 1129-000 | \$454.52 | | \$103,666.16 | | |
| 08/30/2018 | (20) | Tamarack Hospitality LLC | July rental income | 1122-000 | \$43,044.40 | | \$146,710.56 | | |
| 08/31/2018 | | Pinnacle Bank | Pinnacle Analysis | 2600-000 | | \$166.72 | \$146,543.84 | | |
| 09/10/2018 | (22) | Swogger, Bruce & Millar fbo R.C. Hermann | Litigation settlement, p/o 8/9/18, DN189 | 1241-000 | \$7,500.00 | | \$154,043.84 | | |
| 09/18/2018 | (20) | Tamarack Hospitality LLC | recalc. mgmt fee | 1122-000 | \$24,411.17 | | \$178,455.01 | | |
| 09/24/2018 | (20) | Tamarack Hospitality | Aug net revenue | 1122-000 | \$33,042.94 | | \$211,497.95 | | |
| 10/22/2018 | (20) | Tamarack Hospitality LLC | Sept Net Revenue | 1122-000 | \$17,282.37 | | \$228,780.32 | | |
| 11/19/2018 | (20) | Tamarack Hospitality LLC | Oct Rental Income | 1122-000 | \$9,057.52 | | \$237,837.84 | | |
| 11/26/2018 | (5) | Huntington National Bank | CD settlement, motion 11/5/18, DN203, order 11/21/18, DN205 | 1129-000 | \$5,648.84 | | \$243,486.68 | | |
| 12/27/2018 | 3001 | Insurance Partners Agency, Inc. | blanket bond renewal 11/1/18-11/1/19 | 2300-000 | | \$106.62 | \$243,380.06 | | |
| 04/25/2019 | 3002 | Tamarack Lodge Condominium Association | Association dues p/o 4/24/19 DN228 | 4120-000 | | \$10,045.32 | \$233,334.74 | | |

SUBTOTALS \$245,796.36 \$12,461.62

Doc #:308 Filed: 07/15/2021 Page 14 of 18 FORM 2 Case:16-06117-jwb

CASH RECEIPTS AND DISBURSEMENTS RECORD

Page No: 2 Exhibit 9

Kelly M. Hagan

16-06117-JWB Case No.

TAMARACK DEVELOPMENT ASSOCIATES, LLC Case Name:

-*5033 Primary Taxpayer ID #:

Co-Debtor Taxpayer ID #:

12/6/2016 For Period Beginning:

For Period Ending: 6/29/2021

Trustee Name:

Bank Name:

Pinnacle Bank ******0060 Checking

Checking Acct #: **Account Title:** \$2,000,000.00

Blanket bond (per case limit): Separate bond (if applicable):

| 1 | 2 | 3 | 4 | <u> </u> | 5 | 6 | 7 |
|---------------------|-------------------|--|--|----------------------|---------------|--------------------|--------------|
| Transaction Date | Check / Ref. # | Paid to/ Received From | Description of Transaction | Uniform Tran Code | Deposit \$ | Disbursement \$ | Balance |
| 04/26/2019 | 3003 | Resort Funding, LLC | Transfer taxes on real property p/o 4/24/19 DN228 | 2820-000 | | \$430.00 | \$232,904.74 |
| 04/29/2019 | | Silverman, Morris PLLC Client Trust Acct. FBO | proceeds sale of property, motion 1/15/19, DN212, order 4/24/19, DN228 (Adv. Proc. 18-80140 (\$300,000) Report of Sale 6/27/19, DN260 | * | \$355,000.00 | | \$587,904.74 |
| | {23} | | settlement proceeds p/o \$300,000.00 4/24/19, DN228 | 1241-000 | | | \$587,904.74 |
| | {12} | | settlement proceeds p/o \$50,000.00 4/24/19, DN228 | 1110-000 | | | \$587,904.74 |
| | {7} | | settlement proceeds p/o \$2,000.00 4/24/19, DN228 | 1129-000 | | | \$587,904.74 |
| | {8} | | settlement proceeds p/o \$2,500.00 4/24/19, DN228 | 1129-000 | | | \$587,904.74 |
| | {9} | | settlement proceeds p/o \$500.00 4/24/19, DN228 | 1129-000 | | | \$587,904.74 |
| 06/12/2019 | (23) | Siverman & Morris Client Disbursement Account | settlement (Richard C. Hermann) DN247, 5/28/19, adv proc. 18-80073 | 1241-000 | \$19,000.00 | | \$606,904.74 |
| 06/12/2019 | (23) | Strategic Funding Sourse, Inc. | Settlement, Adv. Proc. 18-80073, settlement 5/28/19, DN247 | 1241-000 | \$10,000.00 | | \$616,904.74 |
| 09/06/2019 | 3004 | Beadle Smith, PLC | Fees p/o 9/4/19 DN284 | 3210-000 | | \$142,620.50 | \$474,284.24 |
| 09/06/2019 | 3005 | Beadle Smith, PLC | Expenses p/o 9/4/19 DN284 | 3220-000 | | \$5,013.37 | \$469,270.87 |
| 09/06/2019 | 3006 | A. L. Mitchell & Associates | Fees p/o 9/5/19 DN285 | 3410-000 | | \$9,844.00 | \$459,426.87 |
| 11/05/2019 | | Transfer From: #*****0063 | transfer | 9999-000 | \$48,393.53 | | \$507,820.40 |
| 12/17/2019 | 3007 | Kelly M. Hagan | Trustee Compensation | 2100-000 | | \$38,440.91 | \$469,379.49 |
| 12/17/2019 | 3008 | Kelly M. Hagan | Trustee Expenses | 2200-000 | | \$675.40 | \$468,704.09 |
| 12/17/2019 | 3009 | U.S. Bankruptcy Court - Western District of | Claim #: ; | 2700-000 | | \$1,750.00 | \$466,954.09 |
| 12/17/2019 | 3010 | Resort Funding, LLC | Claim #: 2; | 7100-000 | | \$2,267.23 | \$464,686.86 |
| 12/17/2019 | 3011 | Vorys, Sater, Seymour and Pease LLP | Claim #: 3; | 7100-000 | | \$5,648.63 | \$459,038.23 |
| 12/17/2019 | 3012 | American Express Bank, FSB | Claim #: 4; | 7100-000 | | \$2,328.05 | \$456,710.18 |
| 12/17/2019 | 3013 | FC Real Estate Retirement Plan | Claim #: 5; | 7100-000 | | \$2,595.52 | \$454,114.66 |
| 12/17/2019 | 3014 | FC Real Estate Retirement Plan | Claim #: 5; | 7100-000 | | \$325.17 | \$453,789.49 |
| 12/17/2019 | 3015 | FC Real Estate Retirement Plan | Claim #: 6; | 7100-000 | | \$3,578.14 | \$450,211.35 |
| 12/17/2019 | 3016 | FC Real Estate Retirement Plan | Claim #: 6; | 7100-000 | | \$325.15 | \$449,886.20 |

SUBTOTALS

Doc #:308 Filed: 07/15/2021 Page 15 of 18 FORM 2 Case:16-06117-jwb

CASH RECEIPTS AND DISBURSEMENTS RECORD

16-06117-JWB Kelly M. Hagan Trustee Name: TAMARACK DEVELOPMENT ASSOCIATES, LLC Pinnacle Bank Bank Name:

Checking Acct #:

Page No: 3

Exhibit 9

******0060

Case Name: **-***5033 Primary Taxpayer ID #:

Co-Debtor Taxpayer ID #:

Case No.

Checking **Account Title:** \$2,000,000.00 12/6/2016 For Period Beginning: Blanket bond (per case limit):

6/29/2021 For Period Ending: Separate bond (if applicable):

| For Period Endin | ıg: | <u>6/29/2021</u> | Separate bond (if applicable): | | Separate bond (if applicable): | | |
|---------------------|-------------------|---|--------------------------------|----------------------|--------------------------------|--------------------|--------------|
| 1 | 2 | 3 | 4 | | 5 | 6 | 7 |
| Transaction Date | Check / Ref. # | Paid to/ Received From | Description of Transaction | Uniform Tran Code | Deposit \$ | Disbursement \$ | Balance |
| 12/17/2019 | 3017 | Howard Melam Family Limited Partnership | Claim #: 7; | 7100-000 | | \$831.55 | \$449,054.65 |
| 12/17/2019 | 3018 | Howard Melam Family Limited Partnership | Claim #: 7; | 7100-000 | | \$325.14 | \$448,729.51 |
| 12/17/2019 | 3019 | Howard Melam Family Limited Partnership | Claim #: 8; | 7100-000 | | \$3,578.14 | \$445,151.37 |
| 12/17/2019 | 3020 | Howard Melam Family Limited Partnership | Claim #: 8; | 7100-000 | | \$325.15 | \$444,826.22 |
| 12/17/2019 | 3021 | Comodore Homes, LLC | Claim #: 9; | 7100-000 | | \$9,550.13 | \$435,276.09 |
| 12/17/2019 | 3022 | Comodore Homes, LLC | Claim #: 9; | 7100-000 | | \$325.15 | \$434,950.94 |
| 12/17/2019 | 3023 | Huntington National Bank, Trustee | Claim #: 10; | 7100-000 | | \$5,152.76 | \$429,798.18 |
| 12/17/2019 | 3024 | View Capital Ventures, L.P. | Claim #: 11; | 7100-000 | | \$15,984.23 | \$413,813.95 |
| 12/17/2019 | 3025 | View Capital Ventures, L.P. | Claim #: 11; | 7100-000 | | \$325.16 | \$413,488.79 |
| 12/17/2019 | 3026 | View Capital Ventures, L.P. | Claim #: 12; | 7100-000 | | \$15,288.01 | \$398,200.78 |
| 12/17/2019 | 3027 | View Capital Ventures, L.P. | Claim #: 12; | 7100-000 | | \$325.15 | \$397,875.63 |
| 12/17/2019 | 3028 | Comodore Homes, LLC | Claim #: 13; | 7100-000 | | \$55,942.11 | \$341,933.52 |
| 12/17/2019 | 3029 | Tamarack Hospitality,LLC | Claim #: 14; | 7100-000 | | \$94,095.05 | \$247,838.47 |
| 12/17/2019 | 3030 | Tim Cook, Tonya Cook, and David Steffey | Claim #: 15; | 7100-000 | | \$40,839.74 | \$206,998.73 |
| 12/17/2019 | 3031 | Daniel M. and Barbara F. Webster | Claim #: 16; | 7100-000 | | \$11,758.89 | \$195,239.84 |
| 12/17/2019 | 3032 | Mokma Excavating, Inc. | Claim #: 17; | 7100-000 | | \$3,903.29 | \$191,336.55 |
| 12/17/2019 | 3033 | Richard C. Hermann | Claim #: 18; | 7100-000 | | \$357.67 | \$190,978.88 |
| 12/17/2019 | 3033 | VOID: Richard C. Hermann | void | 7100-003 | | (\$357.67) | \$191,336.55 |
| 12/17/2019 | 3034 | RB Construction Defined Benefit Plan | Claim #: 19; | 7100-000 | | \$5,819.80 | \$185,516.75 |
| 12/17/2019 | 3035 | RB Construction Defined Benefit Plan | Claim #: 19; | 7100-000 | | \$325.15 | \$185,191.60 |
| 12/17/2019 | 3036 | RB Construction Defined Benefit Plan | Claim #: 20; | 7100-000 | | \$9,433.08 | \$175,758.52 |
| 12/17/2019 | 3037 | RB Construction Defined Benefit Plan | Claim #: 20; | 7100-000 | | \$325.14 | \$175,433.38 |
| 12/17/2019 | 3038 | Sandz Real Estate Co. Inc. Profit Sharing Plan | Claim #: 21; | 7100-000 | | \$5,210.35 | \$170,223.03 |
| 12/17/2019 | 3039 | Sandz Real Estate Co. Inc. Profit Sharing Plan | Claim #: 21; | 7100-000 | | \$325.16 | \$169,897.87 |
| 12/17/2019 | 3040 | Sandz Real Estate Co. Inc. Profit Sharing Plan | Claim #: 22; | 7100-000 | | \$5,529.78 | \$164,368.09 |
| 12/17/2019 | 3041 | Sandz Real Estate Co. Inc. Profit Sharing Plan | Claim #: 22; | 7100-000 | | \$325.15 | \$164,042.94 |

\$0.00**SUBTOTALS** \$285,843.26

Case:16-06117-jwb Doc#:308 Filed: 07/15/2021 Page 16 of 18 FORM 2

CASH RECEIPTS AND DISBURSEMENTS RECORD

16-06117-JWB Trustee Name: Kelly M. Hagan
TAMARACK DEVELOPMENT ASSOCIATES, LLC Bank Name: Pinnacle Bank

Case Name: TAMARACK DEVELOPMENT ASSOCIATES, LLC
Primary Taxpayer ID #: **_***5033

Co-Debtor Taxpayer ID #:

Case No.

For Period Beginning: 12/6/2016

For Period Ending: <u>6/29/2021</u>

 Checking Acct #:
 ******0060

 Account Title:
 Checking

 Blanket bond (per case limit):
 \$2,000,000.00

Page No: 4

\$0.00

Exhibit 9

Separate bond (if applicable):

| 1 | 2 | 3 | 4 | | 5 | 6 | 7 |
|---------------------|-------------------|--|---|----------------------|---------------|--------------------|--------------|
| Transaction Date | Check / Ref. # | Paid to/ Received From | Description of Transaction | Uniform Tran Code | Deposit \$ | Disbursement \$ | Balance |
| 12/17/2019 | 3042 | Zisook Enterprises, Limited Partnership | Claim #: 23; | 7100-000 | | \$4,626.79 | \$159,416.15 |
| 12/17/2019 | 3043 | MS Holding L.P. | Claim #: 24; | 7100-000 | | \$15,984.23 | \$143,431.92 |
| 12/17/2019 | 3044 | MS Holding L.P. | Claim #: 24; | 7100-000 | | \$325.16 | \$143,106.76 |
| 12/17/2019 | 3045 | MS Holding L.P. | Claim #: 25; | 7100-000 | | \$15,288.01 | \$127,818.75 |
| 12/17/2019 | 3046 | MS Holding L.P. | Claim #: 25; | 7100-000 | | \$325.15 | \$127,493.60 |
| 12/17/2019 | 3047 | Tim & Tonya Cook | Claim #: 27; | 7100-000 | | \$17,816.21 | \$109,677.39 |
| 12/17/2019 | 3048 | David Steffey | Claim #: 28; | 7100-000 | | \$3,966.92 | \$105,710.47 |
| 12/17/2019 | 3049 | Arthur & Jacolyn Breithaupt | Claim #: 29; | 7100-000 | | \$19,852.26 | \$85,858.21 |
| 12/17/2019 | 3050 | Susan K. Fournier | Claim #: 30; | 7100-000 | | \$3,957.04 | \$81,901.17 |
| 12/17/2019 | 3051 | David K. MacIntosh | Claim #: 31; | 7100-000 | | \$7,912.67 | \$73,988.50 |
| 12/17/2019 | 3052 | Gary & Diane Money | Claim #: 32; | 7100-000 | | \$1,979.58 | \$72,008.92 |
| 12/17/2019 | 3053 | Michael R. Radosa | Claim #: 33; | 7100-000 | | \$3,957.04 | \$68,051.88 |
| 12/17/2019 | 3054 | Janet L. Boettcher | Claim #: 34; | 7100-000 | | \$3,953.51 | \$64,098.37 |
| 12/17/2019 | 3055 | Janet L. Boettcher | Claim #: 35; | 7100-000 | | \$197.38 | \$63,900.99 |
| 12/17/2019 | 3056 | Harlan Bolt | Claim #: 39; | 7100-000 | | \$4,122.21 | \$59,778.78 |
| 12/17/2019 | 3057 | Richard C. Hermann | Claim #: 41; | 7100-000 | | \$23,011.48 | \$36,767.30 |
| 12/17/2019 | 3057 | VOID: Richard C. Hermann | void | 7100-003 | | (\$23,011.48) | \$59,778.78 |
| 12/17/2019 | 3058 | Wardrop & Wardrop, P.C. | Claim #: 42; | 6210-160 | | \$35,075.00 | \$24,703.78 |
| 12/17/2019 | 3059 | Wardrop & Wardrop, P.C. | Claim #: 42; | 6220-170 | | \$359.63 | \$24,344.15 |
| 12/17/2019 | 3060 | Office of the U.S. Trustee | Claim #: 43; | 2950-000 | | \$975.00 | \$23,369.15 |
| 02/26/2020 | 3061 | Tim Cook, Tonya Cook and David Steffey | garnished claims funds | * | | \$23,369.15 | \$0.00 |
| | | | claim garnished by creditor \$(357.67) | 7100-000 | | | \$0.00 |
| | | | claim garnished by creditor \$(23,011.48) | 7100-000 | <u> </u> | | \$0.00 |

 TOTALS:
 \$678,189.89
 \$678,189.89
 \$678,189.89
 \$2,064.70

 Less: Bank transfers/CDs
 \$49,425.88
 \$2,064.70
 \$676,125.19

 Less: Payments to debtors
 \$0.00
 \$0.00

 Net
 \$628,764.01
 \$676,125.19

For the period of <u>12/6/2016</u> to <u>6/29/2021</u> For the entire history of the account between <u>11/06/2017</u> to <u>6/29/2021</u>

| Total Compensable Receipts: | \$628,764.01 | Total Compensable Receipts: | \$628,764.01 |
|--|--------------|--|--------------|
| Total Non-Compensable Receipts: | \$0.00 | Total Non-Compensable Receipts: | \$0.00 |
| Total Comp/Non Comp Receipts: | \$628,764.01 | Total Comp/Non Comp Receipts: | \$628,764.01 |
| Total Internal/Transfer Receipts: | \$49,425.88 | Total Internal/Transfer Receipts: | \$49,425.88 |
| Total Compensable Disbursements: | \$676,125.19 | Total Compensable Disbursements: | \$676,125.19 |
| Total Non-Compensable Disbursements: | \$0.00 | Total Non-Compensable Disbursements: | \$0.00 |
| Total Comp/Non Comp Disbursements: | \$676,125.19 | Total Comp/Non Comp Disbursements: | \$676,125.19 |
| Total Internal/Transfer Disbursements: | \$2,064.70 | Total Internal/Transfer Disbursements: | \$2,064.70 |

Doc #:308 Filed: 07/15/2021 Page 17 of 18 FORM 2 Case:16-06117-jwb

CASH RECEIPTS AND DISBURSEMENTS RECORD

Page No: 5

PNC Escrow account

\$0.00

\$49,425.88

Exhibit 9

16-06117-JWB Kelly M. Hagan Case No. Trustee Name: TAMARACK DEVELOPMENT ASSOCIATES, LLC Pinnacle Bank Case Name: Bank Name: **-***5033 ******0063 Primary Taxpayer ID #: Checking Acct #:

\$2,000,000.00 12/6/2016 For Period Beginning: Blanket bond (per case limit):

For Period Ending: 6/29/2021 Separate bond (if applicable):

Co-Debtor Taxpayer ID #:

For the period of <u>12/6/2016</u> to <u>6/29/2021</u>

Total Internal/Transfer Disbursements:

| 1 | 2 | 3 | 4 | | 5 | 6 | 7 |
|---------------------|-------------------|---------------------------------------|---|----------------------|---------------|--------------------|-------------|
| Transaction Date | Check / Ref. # | Paid to/ Received From | Description of Transaction | Uniform Tran Code | Deposit \$ | Disbursement \$ | Balance |
| 12/27/2017 | (2) | PNC Bank fbo Tamarack Dev Assoc | escrow account at PNC | 1129-000 | \$75,054.20 | | \$75,054.20 |
| 01/29/2018 | | Transfer From: #*****0060 | Moving escrowed money to escrow account | 9999-000 | \$1,032.35 | | \$76,086.55 |
| 01/30/2018 | (3) | PNC Bank FBO Tamarack Developmnet | deposited into checking | 1129-000 | \$1,032.35 | | \$77,118.90 |
| 01/30/2018 | | Transfer To: #*****0060 | transfer back to the checking account due to deposit reversal | 9999-000 | | \$1,032.35 | \$76,086.55 |
| 01/31/2018 | (3) | DEP REVERSE: PNC Bank FBO Tamarack | deposited into checking | 1129-000 | (\$1,032.35) | | \$75,054.20 |
| 05/29/2018 | | Transfer From: #*****0060 | transfer to escrow account | 9999-000 | \$1,032.35 | | \$76,086.55 |
| 11/21/2018 | 1001 | PNC Bank, National Association | p/o 11/1/18 DN 202 | 4110-000 | | \$27,693.02 | \$48,393.53 |
| 11/05/2019 | | Transfer To: #*****0060 | transfer | 9999-000 | | \$48,393.53 | \$0.00 |

TOTALS: \$77,118.90 \$77,118.90 Less: Bank transfers/CDs \$2,064.70 \$49,425.88 Subtotal \$75,054.20 \$27,693.02 \$0.00 \$0.00 Less: Payments to debtors \$75,054.20 \$27,693.02 Net

Total Internal/Transfer Disbursements:

For the entire history of the account between 12/11/2017 to 6/29/2021

Account Title:

| Total Compensable Receipts: Total Non-Compensable Receipts: Total Comp/Non Comp Receipts: Total Internal/Transfer Receipts: | \$75,054.20 \$0.00 \$75,054.20 \$2,064.70 | Total Compensable Receipts: Total Non-Compensable Receipts: Total Comp/Non Comp Receipts: Total Internal/Transfer Receipts: | \$75,054.20 \$0.00 \$75,054.20 \$2,064.70 |
|---|--|---|--|
| Total Compensable Disbursements: Total Non-Compensable Disbursements: | \$27,693.02 \$0.00 | Total Compensable Disbursements: Total Non-Compensable Disbursements: | \$27,693.02 \$0.00 |
| Total Comp/Non Comp Disbursements: | \$27,693.02 | Total Comp/Non Comp Disbursements: | \$27,693.02 |

\$49,425.88

Doc #:308 Filed: 07/15/2021 Page 18 of 18 FORM 2 Case:16-06117-jwb

CASH RECEIPTS AND DISBURSEMENTS RECORD

Exhibit 9

Kelly M. Hagan

Page No: 6

<u>16-06117-JWB</u> Case No.

TAMARACK DEVELOPMENT ASSOCIATES, LLC

Trustee Name: Pinnacle Bank Bank Name: ***<u>***0063</u>

Primary Taxpayer ID #:

Case Name:

-*5033

Checking Acct #:

Co-Debtor Taxpayer ID #:

Account Title:

PNC Escrow account

For Period Beginning: For Period Ending:

12/6/2016 6/29/2021 Blanket bond (per case limit):

\$2,000,000.00

Separate bond (if applicable):

| 1 | 2 | 3 | 4 | | 5 | 6 | 7 |
|---------------------|-------------------|---------------------------|----------------------------|----------------------|---------------|--------------------|---------|
| Transaction Date | Check / Ref. # | Paid to/ Received From | Description of Transaction | Uniform Tran Code | Deposit \$ | Disbursement \$ | Balance |

| TOTAL - ALL ACCOUNTS | NET DEPOSITS | NET DISBURSE | ACCOUNT BALANCES |
|----------------------|--------------|-----------------|---------------------|
| | \$703,818.21 | \$703,818.21 | \$0.00 |

For the period of <u>12/6/2016</u> to <u>6/29/2021</u>

\$703,818.21 Total Compensable Receipts: Total Non-Compensable Receipts: \$0.00 \$703,818.21 Total Comp/Non Comp Receipts: Total Internal/Transfer Receipts: \$51,490.58 \$703,818.21 Total Compensable Disbursements: Total Non-Compensable Disbursements: \$0.00 \$703,818.21 Total Comp/Non Comp Disbursements: Total Internal/Transfer Disbursements: \$51,490.58

For the entire history of the case between 10/17/2017 to 6/29/2021

| Total Non-Compensable Receipts: Total Comp/Non Comp Receipts: | \$0.00 \$703,818.21 |
|--|------------------------|
| Total Comp/Non Comp Receipts: | |
| | |
| Total Internal/Transfer Receipts: | \$51,490.58 |
| Total Compensable Disbursements: | \$703,818.21 |
| Total Non-Compensable Disbursements: | \$0.00 |
| Total Comp/Non Comp Disbursements: | \$703,818.21 |
| Total Internal/Transfer Disbursements: | \$51,490.58 |

/s/ KELLY M. HAGAN

KELLY M. HAGAN